

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MOSHE KOPLowitz,

Plaintiff,

v.

LABATON SUCHAROW LLP,

Defendant.

USDS SDNY
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DATE FILED: 10/21/10

Case No: 10- CV-5176(KMW)

**STIPULATION AND  
[PROPOSED] ORDER OF  
DISCONTINUANCE WITH  
PREJUDICE**

Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, the parties to this action stipulate to the dismissal of this entire action, on the merits, and with prejudice as to all claims, each party to bear its own attorneys' fees and costs, except as provided by agreement.

/s/ Maimon Kirschenbaum

D. Maimon Kirschenbaum  
Denise A. Schulman  
Charles E. Joseph  
JOSEPIJ, HERZFELD, HESTER &  
KIRSCHENBAUM LLP  
757 Third Avenue  
25th Floor  
New York, NY 10017  
Tel: (212) 688-5640  
Fax: (212) 688-2548

Attorneys for the Plaintiff

DATED: 10-21-10

SO ORDERED:

Kimba M. Wood  
KIMBA M. WOOD, U.S.D.J.

/s/ Sam S. Shaulson

Sam S. Shaulson  
MORGAN, LEWIS & BOCKIUS, LLP  
101 Park Avenue  
New York, NY 10176  
Phone: (212) 309-6000  
Fax: (212) 309-6001

Christopher K. Ramsey (*pro hac vice*)  
MORGAN, LEWIS & BOCKIUS, LLP  
One Oxford Centre, 32nd Floor  
Pittsburgh, PA 15219  
Phone: (412) 560-3300  
Fax: (412) 560-7001

Attorneys for Defendant

**The Clerk of Court is directed  
to close this case. Any pending  
motions are moot.**